

THE HONORABLE BARBARA J. ROTHSTEIN

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

AMERIPRISE FINANCIAL SERVICES, LLC,

Plaintiff,

v.

DOUGLAS KENOYER, an individual and LPL
FINANCIAL LLC,

Defendants.

NO. 2:24-cv-01675

PLAINTIFF AMERIPRISE FINANCIAL
SERVICES, LLC'S NOTICE OF FINRA
PANEL DECISION RELATED TO THIS
COURT'S TEMPORARY RESTRAINING
ORDER AGAINST DEFENDANTS

Plaintiff Ameriprise Financial Services, LLC, by and through undersigned counsel and in accordance with this Court's October 24, 2024 Order (ECF No. 51; the "Order") granting Ameriprise's Motion for Temporary Restraining Order (ECF No. 2; the "Motion") hereby provides this notice of a decision issuing from FINRA arbitration related to this Court's Order enjoining Defendant Douglas Kenoyer ("Kenoyer") and Defendant LPL Financial LLC ("LPL").

The Court required it should be notified within 14 days of a FINRA Panel decision. *Order* at 7. On February 24, 2025, the FINRA Panel issued a decision related to the injunction. Accordingly, pursuant to the Order, Ameriprise now provides notice to this Court.

1 After expedited discovery between the parties, substantial briefing by each party, and four days
2 of evidentiary hearings related to the Order's injunction, the FINRA Arbitration Panel **granted**
3 Ameriprise's request to maintain the injunction against both Defendant Kenoyer and Defendant LPL
4 until the Final Hearing in the FINRA Arbitration matter. *See* FINRA Order on Request for Permanent
5 Injunction, attached **Exhibit A**. In line with this Court's prior ruling, the FINRA Panel found that
6 Defendant Kenoyer:

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8 [I]s not entitled to protection of the Protocol because he failed to comply with its terms in that
9 he pre-solicited Ameriprise clients, solicited Ameriprise advisors, asked Ameriprise advisors
10 to pre-solicit Ameriprise clients, and took Ameriprise confidential information that would be
allowed under the protection of the Protocol, if eligible, as well as information not allowed
under the Protocol.

11 *Id.* at 6. Accordingly, the Panel found that Ameriprise "has shown a substantial likelihood of success
12 on the merits [because] the evidence presented strongly indicates Respondent Douglas Kenoyer
13 engaged in the misconduct as alleged by [Ameriprise.]" *Id.* The Panel further found that "Ameriprise
14 would suffer irreparable harm in loss of reputation, goodwill and business relationships if the Panel
15 did not continue the temporary restraining order[.]" *Id.* at 7.

16 Accordingly, the Panel ruled, "***the injunctive relief granted herein shall be in effect until***
17 ***such time as a final award is entered in this matter.***" *Id.* at 6. The matter will now proceed on the
18 typical course for FINRA Arbitration until a final award is rendered.

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20 DATED this 25th day of February, 2025
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CERTIFICATE OF SERVICE

I certify that on February 25, 2025, I electronically filed the foregoing document with the Clerk of the Court via CM/ECF which will notify all parties in this matter who are registered with the Court's CM/ECF filing system of such filing.

DATED this 25th day of February, 2025.

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